

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Establishment – Department of Mines and Geology – Certain Chowkidars working in the Department of Mines and Geology – Clarification – Issued.

INDUSTRIES AND COMMERCE (Mines-I) DEPARTMENT

G.O.Ms.No.279

Dated: 17-10-2008

Read the following:-

1. G.O.Ms.No. 84, Ind.& Com. (M-I) Dept., dated. 1-8-1991.
2. G.O.Ms.No. 139, Ind. & Com. (M-I) Dept., dated. 23-3-1992.
3. G.O.Ms.No. 212, Finance & Planning (FW.PC.III) Dept., dated. 22-4-1994.
4. From the Director of Mines and Geology, AP, Hyd., Lr. NO. 6248/E4/93, dated. 1-11-2007.
5. From the Director of Mines and Geology, AP., Hyd., Lr.No. 12614/E4/96, dated. 27-5-2008.

ORDER:-

In the reference 1st read above, Government have issued orders, for creation of Three (3) District Offices at Ongole, Eluru, Karimnagar and for strengthening of the existing District Offices along with certain sanctioned posts. In the reference 2nd read above, Government have also issued orders for creation of Two Regional Offices at Nizamabad, Kurnool and Four District Offices at Srikakulam, Medak, Nizamabad and Mahaboobnagar and Vigilance cell at the Head Office along with certain sanctioned posts.

2. In the reference 4th and 5th read above, the Director of Mines and Geology, AP., Hyderabad, has stated that while creating new District Offices in the year 1991 & 1992, the Government have sanctioned 2 posts of Chowkidars in each office, among other posts. Accordingly, Nine (9) individuals were appointed as Chowkidars, after conducting interviews, which were sponsored by the District Employment Exchanges as follows:-

Sl.No.	Name of the Chowkidar & presently working in the office.	In which the post was sanctioned.	Appointed vide Proceedings No.
1.	Sri V. Sudhakar Rao, O/o the ADM&G, Mahaboobnagar	G.O. Ms. No. 139, I&C (M-I) Dept., dt. 23-3-92.	No.192/A/92-1, dt. 16-5-93
2.	Sri A. Narasimha O/o the ADM&G, Mahaboobnagar.	-do-	No.192/A/92-1,dt.18-11-92
3.	Sri P. Sayanna, O/o the DDM&G, Nizamabad.	-do-	No. 2036/E/93, dt. 5-6-93
4.	Sri M.R. Ganesh, O/o the DDM&G, Nizamabad.	-do-	No. 342/E/93, dt. 11-2-93
5.	Sri V. Madhusudhan O/o the ADM&G, Karimnagar.	G.O.Ms.No. 84, I&C (M-I) Dept.,dt.7-3-91	No. 2020/F2/92, dt. 1-9-92
6.	Sri Ch. Sadanandam, O/o the ADM&G, Karimnagar.	-do-	No. 862/F/91, dt. 1-8-91
7.	Sri P. Chinababu O/o the ADM&G, Srikakulam.	G.O.Ms.No. 139, I&C (M-I) Dept., dt. 23-3-92	No. 910/E/1996, dt. 2-3-96
8.	Sri K. Govardhan, O/o the ADM&G, Nizamabad.	-do-	No. 680/E/1992, dt.21-9-92
9.	Sri T. Maheedar, O/o the ADM&G, Nizamabad.	-do-	No.680/E/1992,dt.19-10-92

(P.T.O)

3. The Director of Mines and Geology, Andhra Pradesh, Hyderabad has also stated that, some of the posts of Attenders fallen vacant in the Department, due to promotion of attenders to the post of Junior Assistant. Subsequently, Sri P. Sayanna, Sri M.R. Ganesh, Sri V. Madhusudhan, Ch. Sadanandam, Sri K. Govardhan, Sri T. Maheedhar were promoted as Attenders in the regular vacancies. Sri V. Sudhakar, Sri A. Narasimha, Sri Chinababu were continuing in the post of Chowkidars till today. Further, the salary bills were submitted to concerned District Treasury Officers, they have not passed the bills and stated that, to quote the authority under which the contingent employee has been promoted to the regular scale post of attender (by transfer appointment) on the same was restricted to those persons who have contingent service of 5 years as on 25-11-1993, as there is no convert the contingent employee into regular scale post.

4. Further, the Director of Miens and Geology, Andhra Pradesh, Hyderabad has stated that, some of the Chowkidars have been promoted as attenders in the vacancies caused from time to time. Further, the G.O.Ms.No.212, Finance & Planning (FW.PC.III) Department, dated. 22-4-1994 is not applicable in their cases, since all the persons have been recruited as per norms against the post sanctioned by the Government while sanctioning the cadre strength of the office at the time of creation, duly giving them pay scale and also entitled for regular promotions in terms of Rule 4(2) of AP Last Grade Service Rules. The Act 2/94 is also not applicable in these cases. He has requested the Government to give clarification in the matter.

5. The Government have carefully considered the issue and hereby clarify that, the definition of daily wage employee as mentioned in section 2(ii) of Act 2/94 is not attracted in the appointment of the individuals for the reason that, they have been sponsored by Employment Exchange and appointed in the sanctioned posts by following rules then in force but not on regular basis but on daily wage only. Even through they have been appointed on daily wages condition 4 of G.O.Ms.No. 212, Finance, & Planning (FW.PC.III) Department, dt. 22-4-1994 is applicable in these cases as they have been sponsored by the Employment Exchanges and appointed in the sanctioned posts.

6. In view of the above, the initial appointment of the individuals to the post of Chowkidars is in order, as per the provisions of Section 4(C) of Act, 2/94. Hence, their promotion to the posts of attenders under 4 (C) of AP Last Grade Service rules is in order and the salary and allowances attached to the said post is to be admitted in respect of above (9) such persons reported by the Director of Mines and Geology, AP., Hyderabad.

7. This order issues with the concurrence of Finance (PC.III) Department, vide their U.O.No. 18169/293/A/PC.III/08, dated. 22-8-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SECRETARY TO GOVERNMENT

To
The Director of Mines and Geology, AP., Hyderabad.
The Accountant General, AP., Hyderabad.
The District Treasury Officers Concerned.
The Finance (PC.III) Department.
SF/SC.

(“Copy of this order is available on internet and can be accessed at address
<http://www.ap.gov.in/goir>”)

//FORWARDED :: BY ORDER//

SECTION OFFICER